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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92052684
Party	Defendant NutriScience Corporation
Correspondence Address	KURT KOENIG KOENIG & ASSOCIATES 920 GARDEN STREET, SUITE A SANTA BARBARA, CA 93101 UNITED STATES Kurt@incip.com
Submission	Request for Discovery Conference
Filer's Name	Kurt Koenig
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Signature	/Kurt Koenig/
Date	10/15/2010
Attachments	ReqforBoardPart.pdf ( 3 pages )(59817 bytes )

	)	
NATURAL SUPPLEMENTS AND	)	
REMEDIES, INC.,	)	
	)	
Petitioner,	)	Cancellation No. 92052684
	)	
v.	)	Mark: VITAENERGY
	)	
NUTRISCIENCE CORPORATION,	)	Registration Date: May 1, 2007
	)	
Registrant.	)	
	)	

Pursuant to Trademark Rule 2.120(a)(2), 37 C.F.R. § 2.120(a)(2), Registrant hereby requests the participation of a Board Interlocutory Attorney or Administrative Trademark Judge in the Discovery Conference in this case. Under the revised scheduling order, the deadline for the Discovery Conference is October 27, 2010. This request, made more than ten (10) days prior to the deadline for the conference, is therefore timely.

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Respectfully submitted,

Dated: October 15, 2010

By:   
Kurt Koenig  
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**CERTIFICATE OF ELECTRONIC TRANSMISSION**

Date: October 15, 2010

I hereby certify that this paper is being transmitted electronically to the Trademark Trial and Appeal Board of the United States Patent & Trademark Office, on the date indicated above, through the ESTTA electronic filing system at the web site <http://estta.uspto.gov>.

  
Kurt Koenig

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing “REGISTRANT’S REQUEST FOR BOARD’S PARTICIPATION BY TELEPHONE IN DISCOVERY CONFERENCE” was served on October 15, 2010 by first-class mail, postage prepaid, to Respondent’s counsel addressed as follows:

Oliver Alan Ruiz, Esq.  
Malloy & Malloy, P.A.  
2800 S.W. Third Avenue  
Miami, FL 33129

  
Kurt Koening

Dated: October 15, 2010

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